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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

METROPOLITAN LIFE INSURANCE  
COMPANY,

Plaintiff,

vs.

JUMOKE O. OYEDELE,

Defendant.

CASE NO.: 12-CV-04607-EMC

The Honorable Edward M. Chen

**THE PARTIES' STIPULATION RE  
FILING OF FIRST AMENDED  
CROSS-COMPLAINT  
(COUNTERCLAIM) AND  
RESPONSE THERETO;  
[PROPOSED] ORDER**

Complaint Filed September 4, 2012

1 Plaintiff and Cross-Defendant Metropolitan Life Insurance Company  
2 (“MetLife”) and Defendant and Cross-Complainant Jumoke O. Oyedele (“Oyedele”),  
3 hereby submit this Stipulation to allow Oyedele to file and serve a First Amended  
4 Cross-Complaint (or Counterclaim) by May 28, 2013, and MetLife to respond to that  
5 amended pleading within 21 days of its filing, as more fully set forth below.  
6

7 WHEREAS, Oyedele filed a “Cross-Complaint” in this action on or about  
8 April 12, 2013 (though the document was not served over the CM/ECF system until  
9 April 16, 2013, with the Court Staff designating the document as a “Counterclaim”)  
10 [Dkt. No. 28];  
11

12 WHEREAS, MetLife and Oyedele appeared before the Court for a Scheduling  
13 Conference on April 25, 2013, and the Court approved May 7, 2013 as the date for  
14 MetLife to respond to the Cross-Complaint [Dkt. No. 30];  
15

16 WHEREAS, during the course of that Scheduling Conference, the parties  
17 advised the Court that they would be discussing the recently-filed Cross-Complaint  
18 and would try to resolve some issues that MetLife wanted to address with Oyedele  
19 without the need for motion practice;  
20

21 WHEREAS, on May 1, 2013, the parties did discuss numerous issues that  
22 MetLife had with the Cross-Complaint, and Oyedele has agreed to amend the Cross-  
23 Complaint (and will from here on refer to it as a “Counterclaim”) no later than May  
24 28, 2013;  
25

26 WHEREAS, MetLife agrees to respond to the amended Counterclaim within  
27 21 days of its filing on the CM/ECF system, pursuant to FRCP 15(a)(1)(A);  
28

1 NOW THEREFORE, MetLife and Oyedele agree to the foregoing schedule for  
2 the filing of the First Amended Counterclaim and the response thereto, and request  
3 the Court to approve such scheduling change.

4  
5 Dated: May 3, 2013

BARGER & WOLEN LLP

6  
7 By: /s/ Larry M. Golub  
8 ROYAL F. OAKES  
9 LARRY M. GOLUB  
10 MICHAEL A.S. NEWMAN  
11 JAMES C. CASTLE  
Attorneys for Plaintiff and Cross-  
Defendant Metropolitan Life  
Insurance Company

12 Dated: May 3, 2013

LAW OFFICE OF STERLING  
HARWOOD & ASSOCIATES

13 *Sterling Harwood*  
14 By: /s/ Sterling Harwood  
15 STERLING HARWOOD  
16 Attorneys for Defendant and Cross-  
Complainant Jumoke O. Ovedele

17  
18 **[PROPOSED] ORDER**

19  
20 **PURSUANT TO STIPULATION, IT IS SO ORDERED**, that Oyedele will  
21 file her First Amended Counterclaim no later than May 28, 2013, and MetLife will  
22 respond to the First Amended Counterclaim within 21 days of its filing on the  
23 CM/ECF system.

24  
25 DATED: 5/6, 2013

26 EDWARD M. CHEN  
27 UNITED STATES DISTRICT COURT  
28 NORTHERN DISTRICT OF CALIFORNIA

